

		दूरभाष /Telephone:044-28331011 फेक्स /Fax :044-28331113
<b>OFFICE OF THE PRINCIPAL CHIEF COMMISSIONER OF GST AND CENTRAL EXCISE TAMILNADU AND PUDUCHERRY ZONE</b> 26/1,महात्मागांधीमार्ग, नुंगम्बाक्कम, चेन्नै-600 034 26/1, Mahatma Gandhi Road, Nungambakkam, Chennai 600 034		

ORDER-IN-APPEAL NO. 01/2021-CCA-RTI(Appeals)

(Order passed by T.G. Venkatesh I.R.S.,  
Additional Commissioner and First Appellate Authority)

1. This Order-in-Appeal is issued under Sub-Section (1) of Section 19 of the Right to Information Act, 2005.
2. An appeal against this order can be preferred to the Central Information Commission, Baba Gang Nath Marg, Munirka, New Delhi – 110 067, under Sub-Section(3) of Section 19 of the Right to Information Act, 2005.
3. An appeal against this order must be filed within 90 days from the date of receipt of this order.
4. For further information regarding procedure of appeals, please visit <http://cic.gov.in>

Shri S. Karthik  
S/o Late Shir Prabhakaran Sathiasan,  
No. 51/2, Peeli Amman Koil Street,  
Kottur,  
Chennai – 600 085.

..... Appellant

Versus

The CPIO, Assistant Commissioner,  
Office of the Principal Chief Commissioner of GST & Central Excise, Chennai Zone,  
26/1, Mahatma Gandhi Road, Nungambakkam,  
Chennai – 600034.

..... Respondent

Sub : Right to Information Act, 2005 – Shri S. Karthik – Appeal against the information furnished by the CPIO, Assistant Commissioner, vide C.No.II/39/161/2021-CCA.RTI dated 10.12.2021 – Passing of Order by First Appellate Authority under RTI Act, 2005 – Reg.

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Shri S. Karthik, No. 51/2, Peeli Amman Koil Street, Kottur, Chennai – 600 085 (hereinafter referred to as “the appellant”) filed an appeal dated 16.12.2021 received in this office on 20.12.2021 under the Right to Information Act, 2005 (hereinafter referred to as “the RTI Act”) against the reply given by the Central Public Information Officer, Office of the Principal Chief Commissioner of Central Excise, Chennai Zone, vide C.No.II/39/161/2020-CCA.RTI dated 10.12.2021.

2.1 The brief facts of the issue are that the appellant in his RTI application dated 15.11.2021 received in this office on 17.11.2021 had sought the following information:

- 1) From the year 2004 to 2021 how many officers have died during their employment in Chennai South Commissionerate office- a list of such death of officers may be furnished under RTI Act, 2005.
- 2) To furnish the details of 5% quota appointment so far granted by the prescribed committee to the deceased officers children from the year 2004 to 2014 – a list of such appointment order on compassionate grounds may be furnished

2.2 The CPIO vide letter C.No. II/39/161/2021-CCA.RTI dated 10.12.2021 furnished reply in respect of the query mentioned in the said RTI application.

3.1 Aggrieved by the reply furnished by CPIO, the appellant filed an appeal dated 16.12.2021 received in this office on 20.12.2021 before the First Appellate Authority under Section 19(1) of the RTI Act, 2005 stating that he was not satisfied with CPIO’s reply.

**DISCUSSIONS & FINDINGS**

4. I have carefully gone through the RTI application, reply given by CPIO and appeal filed by the applicant.

5. The appellant vide RTI application dated 15.11.2021 received in this office on 17.11.2021 had sought information vide Point No. 1 regarding the list of officers who have died during employment from the year 2004 to 2021 in Chennai South Commissionerate. Since this information is not available with this office, the RTI Application was forwarded to Chennai South Commissionerate vide this office letter C. No.II/39/161/2021-CCA.RTI dated 22.11.2021 to furnish the information in respect of Point No. 1 directly to the Appellant. The Appellant has filed an Appeal stating that proper list of deceased officers is not given. In this regard it is informed that if he is aggrieved by the reply furnished by Chennai South, an Appeal has to be filed with the Appellate Authority, Chennai South Commissionerate and not with this office.

6. In respect of Point No. 2, the Appellant had sought for details and list of Compassionate Appointments granted from 2004 to 2021. The list furnishing the number of Appointments granted on Compassionate grounds from the year 2004 to 2021 was furnished to the Appellant by CPIO vide letter C. No. II/39/161/2021-CCA.ESTT dated 10.12.2021. It is observed that the Appellant has vide Appeal dated 16.12.2021, requested for new information like name and address of the beneficiaries which was not requested in the RTI Application dated 15.11.2021. The process of appeal cannot be used to raise fresh issues before the appellate authority. Further, the addresses of the beneficiaries cannot be disclosed as it is third party information. The information such as marital status and name of the Spouse of an employee and residential address of an employee need not to be disclosed as they are personal information. However, since the Appellant in his RTI Application has asked for details of Appointment made on compassionate grounds, I direct CPIO to provide the names of beneficiaries/persons who have been appointed on compassionate grounds from the year 2004 to 2021, the order number and date vide which such appointments were made, the names of deceased employees and their designation to the Appellant.

7. In view of the above, I proceed to pass the following or

**ORDER**

(i) I direct CPIO to provide the names of beneficiaries/persons who have been appointed on compassionate grounds from the year 2004 to 2021, the order number and date vide which such appointments were made, the names of deceased employees and their designation within 15 days of receipt of this order.

(T.G. VENKATESH)  
ADDITIONAL COMMISSIONER  
FIRST APPELLATE AUTHORITY

To  
Shri S. Karthik  
S/o Late Shir Prabhakaran Sthiasan,  
No. 51/2, Peeli Amman Koil Street,  
Kottur,  
Chennai – 600 085.

[By Speed post with A/D]

Copy to:  
The CPIO, Assistant Commissioner,  
Office of the Principal Chief Commissioner of Central Excise, Chennai Zone.